

In Re: Generations on 1st, LLC, Debtor.	Case No.: 25-30002 Chapter 11 (Main Case)
In Re: Parkside Place, LLC, Debtor.	Case No.: 25-30003 Chapter 11 (Jointly Administered)
In Re: The Ruins, LLC, Debtor.	Case No.: 25-30004 Chapter 11

**DECLARATION OF RICHARD KLOOS (KLOOS ELECTRIC, LLC) CERTIFYING
RECORDS PURSUANT TO FEDERAL RULE OF EVIDENCE 902(11)**

[illegible]

I, RICHARD “RICK” KLOOS, pursuant to 28 U.S.C. § 1746, hereby certifies as follows:

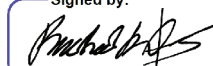
1. I am over 18 years of age, of sound mind, and otherwise competent to make this Certification. The evidence set out in this Certification is based on my personal knowledge.
2. I am the owner of Kloos Electric LLC ("Kloos") located in Watertown, South Dakota. Kloos provides electrical services, materials, and labor.

3. I am the records custodian for Kloos.
4. Kloos was subpoenaed for records in the lawsuit *Red River State Bank v. The Ruins, LLC, et. al.*, Codington County Circuit Court, South Dakota, Case No. 14CIV24-68. Kloos responded to the subpoena and provided documents as requested.
5. I have some personal knowledge of the construction of the 63-unit mid/high rise building located at 315 East Kemp Ave., Watertown, South Dakota (the “Ruins Project”). Kloos provided electrical services, materials, and labor for the Ruins Project.
6. I have personal knowledge of the construction of the mixed-use building located at 26 1st Ave. SW, Watertown, South Dakota (the “Generations Project”). Kloos provided electrical services, materials, and labor for the Generations Project.
7. I have personal knowledge of the construction of the Parkside Place apartment building located at 8 2nd St NE, Watertown, South Dakota (the “Parkside Project”). Kloos provided electrical services, materials, and labor for the Parkside Project.
8. I have personal knowledge of the construction of the mixed-use building located at 10 N. Broadway, Watertown, South Dakota (the “Lofts Project”). Kloos provided electrical services, materials, and labor for the Lofts Project.
9. True and correct copies of Kloos’s Estimate, Invoices, and payment records for the Ruins Project are attached as **Exhibit A**.
10. True and correct copies of Kloos’s Payment Applications, Estimates and Invoices, payment records, and lien waivers for the Generations Project are attached as **Exhibit B**.
11. True and correct copies of Kloos’s Payment Applications, Estimates and Invoices, payment records, and lien waiver for the Parkside Project are attached as **Exhibit C**.
12. True and correct copies of Kloos’s Payment Applications, Estimates and Invoices, and payment records for the Lofts Project are attached as **Exhibit D**.
13. The documents attached as **Exhibits A (Ruins), B (Generations), C (Parkside), and D (Lofts)** were made at or near the time of the events set forth therein by myself and other people with knowledge of those matters.
14. It was the regular practice of Kloos’s business activities to make the records and/or to keep copies from information transmitted by the records attached as **Exhibits A, B, C, and D**.
15. The records attached as **Exhibit A, B, C, and D** were kept in the regular course of business activity.

16. I certify under penalty of perjury that the foregoing is true and correct.

Executed on 10/15/2025 day of October, 2025.

Signed by:



515290EF9DEB4CA...

Richard "Rick" Kloos

Exhibit A

Kloos Electric LLC

**Ruins Project
Estimate, Invoices, and Payment Records**



KLOOS ELECTRIC

311 27th St. NW
Watertown, SD 57201
klooselectric@outlook.com

Estimate: Ruins

Date: 6/22/2022

Trench 160' from transition cabinet next to city transformer to building main 1600A circuit breaker.

Install 6 3" pvc conduits.

Pull wire from Transition cabinet to main breaker.

Subtotal:	\$	19,575.30
Tax:	\$	391.51
Total:	\$	19,966.81

6-24-2022

Please note that all estimates are good for a period of 7 days, after that time the original estimate will be re-accessed and may be altered. Any alterations to this estimate will be subject to change of the original estimate.



KLOOS ELECTRIC

311 27th St. NW
Watertown, SD 57201
klooselectric@outlook.com

Invoice: Ruins

Date: 7/19/2022

Trench 210' from transition cabinet next to city transformer to building
main 1600A circuit breaker.
Install 6 3" pvc conduits.
Pull wire from Transition cabinet to main breaker.

Subtotal:	\$	28,509.78
Tax:	\$	570.20
Total:	\$	29,079.98

A handwritten signature in black ink, appearing to be a stylized 'K' or 'R' followed by a flourish.

7-19-22

All invoices are due within a period of 15 days.

RRSB-Kloos Electric SD Subpoena 0029



KLOOS ELECTRIC

311 27th St. NW
Watertown, SD 57201
klooselectric@outlook.com

Invoice: Ruins

Date: 7/19/2022

Trench 210' from transition cabinet next to city transformer to building
main 1600A circuit breaker.

Install 6 3" pvc conduits.

Pull wire from Transition cabinet to main breaker.

Subtotal:	\$	28,509.78
Tax:	\$	570.20
Total:	\$	29,079.98

Due: \$ 15,000.00

All invoices are due within a period of 15 days

RRSB-Kloos Electric SD Subpoena 0022

Kloos Electric LLC

311 27th St. NW
Watertown, SD 57201-2416 US
(605) 881-5859
klooselectric@outlook.com



INVOICE

BILL TO
Jesse Craig
Craig Properties
1405 1st Ave N
 Fargo, ND 58102

INVOICE 1555
DATE 08/09/2022
TERMS Net 15
DUE DATE 08/24/2022

DATE	ACTIVITY	QTY	RATE	AMOUNT
08/09/2022	Labor ruins service	0.5261	28,509.78	14,999.00T
SUBTOTAL				14,999.00
TAX (0.02)				299.98
TOTAL				15,298.98
PAYMENT				15,000.00
BALANCE DUE				\$298.98

DATE:10/25/22 CK#:11077 TOTAL:\$15,000.00 BANK:Craig Development, LLC(1125)

PAYEE:KLOOS ELECTRIC

Property

Invoice - Date

Description

Amount

1405

10/25/2022

15,000.00

15,000.00

Craig Development, LLC

PO Box 426
Fargo, ND 58107First Community Credit Union
4521 19th Avenue South
Fargo, ND 58103

77-7869/2913

11077

**** FIFTEEN THOUSAND AND 00/100 DOLLARS

TO THE
ORDER OF

10/25/22

\$15,000.00**

KLOOS ELECTRIC
311 27TH ST NW
WATERTOWN, SD 57201

Business Account

NON-NEGOTIABLE

Authorized Signature

Exhibit B

Kloos Electric LLC

**Generations Project
Payment Applications
Estimates and Invoices
Payment Records
Lien Waivers**

Kloos Electric LLC

Type		Status		Delivery Method		Date	Customer
Invoices		All statuses		Any		All	All
Date	Type	No.	From / To	Memo	Amount	Status	
9/19/22	Invoice	1558	Jesse Craig:Generations		\$51,884.14	Overdue on 10/4/22 Partially paid, \$134.14 due	
3/24/22	Invoice	1536	Jesse Craig:Generations		\$116,994.23	Paid	
2/24/22	Invoice	1532	Jesse Craig:Generations		\$90,250.79	Paid	
1/25/22	Invoice	1531	Jesse Craig:Generations		\$94,957.77	Paid	
1/3/22	Invoice	1529	Jesse Craig:Generations		\$113,998.06	Paid	
12/26/21	Invoice	1528	Jesse Craig:Generations		\$28,505.07	Paid	
11/18/21	Invoice	1524	Jesse Craig:Generations		\$28,499.98	Paid	
10/18/21	Invoice	1516	Jesse Craig:Generations		\$108,000.00	Paid	
9/22/21	Invoice	1514	Jesse Craig:Generations		\$67,500.00	Paid	
7/26/21	Invoice	1499	Jesse Craig:Generations		\$58,500.00	Paid	
6/1/21	Invoice	1497	Jesse Craig:Generations		\$116,968.75	Paid	

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PAYMENT APPLICATION

TO: Generations on 1st.
26 1st. Ave. N
Fargo, ND 58102

PROJECT: Generations
26 1st Ave. SW.
Watertown, SD 57201

Application # 4
Period Start 6/1/2021
Period End
Application Date 9/14/2022
Subcontract #:
Date of Contract 4/5/2021

Distribution To:
☒ Owner
☐ Accounting
☐ Architect
☐ Owner's Rep.

FROM: Kloos Electric
311 27th St. NW
Watertown, SD 57201

VIA CONTRUCTION MANAGER: Prevail, LLC
VIA ARCHITECT: TL Stroh Architect

FOR:

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT	\$ 845,082.75
2 SUM OF ALL CHANGE ORDERS	\$30,911.48
3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2)	\$875,994.23
4 TOTAL COMPLETED AND STORED (Column G on Continuation Page)	\$ 875,994.23
5 RETAINAGE:	
a. 5% of completed work (Columns D+E on Continuation Page)	\$ -
b. 10% of Material Stored (Column F on Continuation Page)	\$ -
Total Retainage (Line 5a + 5b or column I on Continuation Page)	\$ -
6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total)	\$ 824,244.23
7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)	\$ 824,244.23
8 PAYMENT DUE	\$ 51,750.00
9 BALANCE TO COMPLETION (Line 3 Minus Line 6)	\$ -

SUMMARY OF CHANGE ORDERS	Additions	Deductions
Total changes approved in previous months	\$30,911.48	
Total changes approved this month		
TOTALS	\$30,911.48	\$0.00
NET CHANGES	\$30,911.48	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric

By: 

Date: 9-14-22

Certification ☐ Required ☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount _____ Date: _____

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:

By: _____ Date: _____

ARCHITECT:

By: _____ Date: _____

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

PAYMENT APPLICATION

TO:	Generations on 1st. 26 1st. Ave. N Fargo, ND 58102	PROJECT:	Generations 26 1st Ave. SW. Watertown, SD 57201	Application #	4	Distribution To:	<input checked="" type="checkbox"/> Owner
				Period Start	6/1/2021		<input type="checkbox"/> Accounting
				Period End			<input type="checkbox"/> Architect
FROM:	Kloos Electric 311 27th St. NW Watertown, SD 57201			Application Date	2/24/2022		<input type="checkbox"/> Owner's Rep.
				Subcontract #:			
				Date of Contract	4/5/2021		
FOR:		VIA CONSTRUCTION MANAGER:	Prevail, LLC				
		VIA ARCHITECT:	TL Stroh Architect				

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

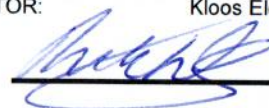
1 CONTRACT AMOUNT	\$	845,082.75
2 SUM OF ALL CHANGE ORDERS		\$30,911.48
3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2)		\$875,994.23
4 TOTAL COMPLETED AND STORED (Column G on Continuation Page)	\$	875,994.23
5 RETAINAGE:		
a. 5% of completed work (Columns D+E on Continuation Page)	\$	4,750.00
b. 10% of Material Stored (Column F on Continuation Page)	\$	-
Total Retainage (Line 5a + 5b or column I on Continuation Page)	\$	51,750.00
6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total)	\$	824,244.23
7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)	\$	707,250.00
8 PAYMENT DUE	\$	116,994.23
9 BALANCE TO COMPLETION (Line 3 Minus Line 6)	\$	-

SUMMARY OF CHANGE ORDER	Additions	Deductions
Total changes approved in previous months	\$30,911.48	
Total changes approved this month		
TOTALS	\$30,911.48	\$0.00
NET CHANGES	\$30,911.48	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric

By:



Date:

3-28-22

Certification

☐ Required

☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount

Date:

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:

By:

Date:

ARCHITECT:

By:

Date:

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

PAYMENT APPLICATION

TO:	Generations on 1st. 26 1st. Ave. N Fargo, ND 58102	PROJECT:	Generations 26 1st Ave. SW. Watertown, SD 57201	Application #	4	Distribution To:	<input checked="" type="checkbox"/> Owner
				Period Start	6/1/2021		<input type="checkbox"/> Accounting
				Period End			<input type="checkbox"/> Architect
FROM:	Kloos Electric 311 27th St. NW Watertown, SD 57201			Application Date	2/24/2022		<input type="checkbox"/> Owner's Rep.
				Subcontract #:			
				Date of Contract	4/5/2021		
FOR:		VIA CONTRUCTION MANAGER:	Prevail, LLC				
		VIA ARCHITECT:	TL Stroh Architect				


CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT	\$ 845,082.75
2 SUM OF ALL CHANGE ORDERS	\$30,911.48
3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2)	\$875,994.23
4 TOTAL COMPLETED AND STORED (Column G on Continuation Page)	\$ 759,000.00
5 RETAINAGE:	
a. 5% of completed work (Columns D+E on Continuation Page)	\$ 4,750.00
b. 10% of Material Stored (Column F on Continuation Page)	\$ -
Total Retainage (Line 5a + 5b or column I on Continuation Page)	\$ 51,750.00
6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total)	\$ 707,250.00
7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)	\$ 617,000.00
8 PAYMENT DUE	\$ 90,250.00
9 BALANCE TO COMPLETION (Line 3 Minus Line 6)	\$168,744.23

SUMMARY OF CHANGE ORDERS	Additions	Deductions
Total changes approved in previous months	\$30,911.48	
Total changes approved this month		
TOTALS	\$30,911.48	\$0.00
NET CHANGES	\$30,911.48	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric
By:  Date: 2-24-22

Certification ☐ Required ☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount _____ Date: _____

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:
By: _____ Date: _____
ARCHITECT:
By: _____ Date: _____

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

RRSB-Kloos Electric SD Subpoena 0337

PAYMENT APPLICATION

TO:	Generations on 1st. 26 1st. Ave. N Fargo, ND 58102	PROJECT:	Generations 26 1st Ave. SW. Watertown, SD 57201	Application #	4	Distribution To:	<input checked="" type="checkbox"/> Owner
				Period Start	6/1/2021		<input type="checkbox"/> Accounting
				Period End			<input type="checkbox"/> Architect
FROM:	Kloos Electric 311 27th St. NW Watertown, SD 57201			Application Date	1/25/2022		<input type="checkbox"/> Owner's Rep.
				Subcontract #:			
				Date of Contract	4/5/2021		
FOR:		VIA CONSTRUCTION MANAGER:	Prevail, LLC				
		VIA ARCHITECT:	TL Stroh Architect				

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT	\$ 845,082.75
2 SUM OF ALL CHANGE ORDERS	\$30,911.48
3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2)	\$875,994.23
4 TOTAL COMPLETED AND STORED (Column G on Continuation Page)	\$ 664,000.00
5 RETAINAGE:	
a. 5% of completed work (Columns D+E on Continuation Page)	
b. 10% of Material Stored (Column F on Continuation Page)	\$ -
Total Retainage (Line 5a + 5b or column I on Continuation Page)	\$ 47,000.00
6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total)	\$ 617,000.00
7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)	\$ 522,000.00
8 PAYMENT DUE	\$ 95,000.00
9 BALANCE TO COMPLETION (Line 3 Minus Line 6)	\$258,994.23

SUMMARY OF CHANGE ORDERS	Additions	Deductions
Total changes approved in previous months	\$30,911.48	
Total changes approved this month		
TOTALS	\$30,911.48	\$0.00
NET CHANGES	\$30,911.48	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric

By:

Date:

1-25-22

Certification

☐ Required

☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount

Date:

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:

By:

Date:

ARCHITECT:

By:

Date:

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

PAYMENT APPLICATION

TO:	Generations on 1st. 26 1st. Ave. N Fargo, ND 58102	PROJECT:	Generations 26 1st Ave. SW. Watertown, SD 57201	Application #	4	Distribution To:	<input checked="" type="checkbox"/> Owner <input type="checkbox"/> Accounting <input type="checkbox"/> Architect <input type="checkbox"/> Owner's Rep.
FROM:	Kloos Electric 311 27th St. NW Watertown, SD 57201			Period Start	6/1/2021		
				Period End			
				Application Date	12/26/2021		
				Subcontract #:			
				Date of Contract	4/5/2021		
FOR:		VIA CONSTRUCTION MANAGER:	Prevail, LLC				
		VIA ARCHITECT:	TL Stroh Architect				

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT	\$ 845,082.75
2 SUM OF ALL CHANGE ORDERS	\$30,911.48
3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2)	\$875,994.23
4 TOTAL COMPLETED AND STORED (Column G on Continuation Page)	\$ 564,000.00
5 RETAINAGE:	
a. 5% of completed work (Columns D+E on Continuation Page)	
b. 10% of Material Stored (Column F on Continuation Page)	\$ -
Total Retainage (Line 5a + 5b or column I on Continuation Page)	\$ 42,000.00
6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total)	\$ 522,000.00
7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)	\$ 414,000.00
8 PAYMENT DUE	\$ 114,000.00
9 BALANCE TO COMPLETION (Line 3 Minus Line 6)	\$353,994.23

SUMMARY OF CHANGE ORDERS	Additions	Deductions
Total changes approved in previous months	\$30,911.48	
Total changes approved this month		
TOTALS	\$30,911.48	\$0.00
NET CHANGES	\$30,911.48	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric

By:



Date:

12-26-21

Certification

☐ Required

☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount

Date:

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:

By:

Date:

ARCHITECT:

By:

Date:

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

PAYMENT APPLICATION

TO: Generations on 1st. 26 1st. Ave. N Fargo, ND 58102 FROM: Kloos Electric 311 27th St. NW Watertown, SD 57201 FOR:	PROJECT: Generations 26 1st Ave. SW. Watertown, SD 57201 VIA CONSTRUCTION MANAGER: Prevail, LLC VIA ARCHITECT: TL Stroh Architect	Application # 4 Period Start 6/1/2021 Period End Application Date 11/30/2021 Subcontract #: Date of Contract 4/5/2021	Distribution To: <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Accounting <input type="checkbox"/> Architect <input type="checkbox"/> Owner's Rep.
---------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT	\$ 845,082.75
2 SUM OF ALL CHANGE ORDERS	\$0.00
3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2)	\$845,082.75
4 TOTAL COMPLETED AND STORED (Column G on Continuation Page)	\$ 450,000.00
5 RETAINAGE:	
a. 5% of completed work (Columns D+E on Continuation Page)	\$ 1,500.00
b. 10% of Material Stored (Column F on Continuation Page)	\$ -
Total Retainage (Line 5a + 5b or column I on Continuation Page)	\$34,500.00
6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total)	\$ 414,000.00
7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)	\$
8 PAYMENT DUE	\$ 28,500.00
9 BALANCE TO COMPLETION (Line 3 Minus Line 6)	\$ 395,082.75

SUMMARY OF CHANGE ORDERS	Additions	Deductions
Total changes approved in previous months		
Total changes approved this month		
TOTALS	\$0.00	\$0.00
NET CHANGES	\$0.00	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric
By:  Date: 11-30-21

Certification

☐ Required ☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount _____ Date: _____

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:
By: _____ Date: _____
ARCHITECT:
By: _____ Date: _____

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

PAYMENT APPLICATION

TO: Generations on 1st.
26 1st Ave. N
Fargo, ND 58102

PROJECT: Generations
26 1st Ave. SW.
Watertown, SD 57201

Application # 4
Period Start 6/1/2021
Period End
Application Date 10/27/2021
Subcontract #
Date of Contract 4/5/2021

Distribution To:
☒ Owner
☐ Accounting
☐ Architect
☐ Owner's Rep.

FROM: Kloos Electric
311 27th St. NW
Watertown, SD 57201

FOR: VIA CONSTRUCTION MANAGER: Prevail, LLC
VIA ARCHITECT: TL Stroh Architect

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT \$ 845,082.75

2 SUM OF ALL CHANGE ORDERS \$0.00

3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2) \$845,082.75

4 TOTAL COMPLETED AND STORED (Column G on Continuation Page) \$ 420,000.00

5 RETAINAGE:

a. 5% of completed work \$ 1,500.00
(Columns D+E on Continuation Page)

b. 10% of Material Stored \$ -
(Column F on Continuation Page)

Total Retainage (Line 5a + 5b or column I on Continuation Page) \$34,500.00

6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total) \$ 385,500.00

7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)

8 PAYMENT DUE \$ 28,500.00

9 BALANCE TO COMPLETION (Line 3 Minus Line 6) \$ 425,082.75

SUMMARY OF CHANGE ORDER:	Additions	Deductions
Total changes approved in previous months		
Total changes approved this month		
TOTALS	\$0.00	\$0.00
NET CHANGES	\$0.00	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric

By:

Date:

10-27-21

Certification

☐ Required ☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount

Date:

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:

By:

Date:

ARCHITECT:

By:

Date:

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

PAYMENT APPLICATION

Case 25-30004 Doc 134 Filed 10/15/25 Entered 10/15/25 14:13:57 Desc Main Document Page 19 of 87

TO: Generations on 1st.
26 1st. Ave. N
Fargo, ND 58102

PROJECT: Generations
26 1st Ave. SW.
Watertown, SD 57201

Application # 4
Period Start 6/1/2021
Period End
Application Date 9/21/2021
Subcontract #:
Date of Contract 4/5/2021

Distribution To:
☒ Owner
☐ Accounting
☐ Architect
☐ Owner's Rep.

FROM: Kloos Electric
311 27th St. NW
Watertown, SD 57201

VIA CONTRUCTION MANAGER: Prevail, LLC
VIA ARCHITECT: TL Stroh Architect

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT \$ 845,082.75

2 SUM OF ALL CHANGE ORDERS \$0.00

3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2) \$845,082.75

4 TOTAL COMPLETED AND STORED (Column G on Continuation Page) \$ 390,000.00

5 RETAINAGE:

a. 5% of completed work \$ 6,000.00
(Columns D+E on Continuation Page)

b. 10% of Material Stored \$ -
(Column F on Continuation Page)

Total Retainage (Line 5a + 5b or column I on Continuation Page) \$33,000.00

6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total) \$ 357,000.00

7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)

8 PAYMENT DUE \$ 108,000.00

9 BALANCE TO COMPLETION (Line 3 Minus Line 6) \$ 455,082.75

SUMMARY OF CHANGE ORDER	Additions	Deductions
Total changes approved in previous months		
Total changes approved this month		
TOTALS	\$0.00	\$0.00
NET CHANGES	\$0.00	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric

By:



Date:

9-21-21

Certification

☐ Required ☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount

Date:

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:

By:

Date:

ARCHITECT:

By:

Date:

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

PAYMENT APPLICATION

TO:	Generations on 1st. 26 1st. Ave. N Fargo, ND 58102	PROJECT:	Generations 26 1st Ave. SW. Watertown, SD 57201	Application #	1	Distribution To:	<input checked="" type="checkbox"/> Owner
				Period Start	6/1/2021		<input type="checkbox"/> Accounting
				Period End			<input type="checkbox"/> Architect
FROM:	Kloos Electric 311 27th St. NW Watertown, SD 57201			Application Date	8/26/2021		<input type="checkbox"/> Owner's Rep.
				Subcontract #:			
				Date of Contract	4/5/2021		
FOR:		VIA CONTRUCTION MANAGER:	Prevail, LLC				
		VIA ARCHITECT:	TL Stroh Architect				

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT	\$ 845,082.75
2 SUM OF ALL CHANGE ORDERS	\$0.00
3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2)	\$845,082.75
4 TOTAL COMPLETED AND STORED (Column G on Continuation Page)	\$ 270,000.00
5 RETAINAGE:	
a. 5% of completed work (Columns D+E on Continuation Page)	\$ -
b. 10% of Material Stored (Column F on Continuation Page)	\$ 7,500.00
Total Retainage (Line 5a + 5b or column I on Continuation Page)	\$27,000.00
6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total)	\$ 243,000.00
7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)	
8 PAYMENT DUE	\$ 67,500.00
9 BALANCE TO COMPLETION (Line 3 Minus Line 6)	\$ 575,082.75

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric

By:

Date:

8-26-21

Certification

☐ Required

☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount

Date:

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:

By:

Date:

ARCHITECT:

By:

Date:

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

SUMMARY OF CHANGE ORDER:	Additions	Deductions
Total changes approved in previous months		
Total changes approved this month		
TOTALS	\$0.00	\$0.00
NET CHANGES	\$0.00	

PAYMENT APPLICATION


TO:	Generations on 1st. 26 1st. Ave. N Fargo, ND 58102	PROJECT:	Generations 26 1st Ave. SW. Watertown, SD 57201	Application #	1	Distribution To:	<input checked="" type="checkbox"/> Owner
				Period Start	6/1/2021		<input type="checkbox"/> Accounting
				Period End			<input type="checkbox"/> Architect
FROM:	Kloos Electric 311 27th St. NW Watertown, SD 57201			Application Date	7/26/2021		<input type="checkbox"/> Owner's Rep.
				Subcontract #:			
				Date of Contract	4/5/2021		
FOR:		VIA CONTRUCTION MANAGER:	Prevail, LLC				
		VIA ARCHITECT:	TL Stroh Architect				

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT	\$ 845,082.75
2 SUM OF ALL CHANGE ORDERS	\$0.00
3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2)	\$845,082.75
4 TOTAL COMPLETED AND STORED (Column G on Continuation Page)	\$ 195,000.00
5 RETAINAGE:	
a. 5% of completed work (Columns D+E on Continuation Page)	\$ -
b. 10% of Material Stored (Column F on Continuation Page)	\$ 6,500.00
Total Retainage (Line 5a + 5b or column I on Continuation Page)	\$19,500.00
6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total)	\$ 175,500.00
7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)	
8 PAYMENT DUE	\$ 58,500.00
9 BALANCE TO COMPLETION (Line 3 Minus Line 6)	\$ 650,082.75

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric
By:  Date: 7-26-21

Certification ☐ Required ☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount _____ **Date:** _____

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:
By: _____ Date: _____
ARCHITECT:
By: _____ Date: _____

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

SUMMARY OF CHANGE ORDERS	Additions	Deductions
Total changes approved in previous months		
Total changes approved this month		
TOTALS	\$0.00	\$0.00
NET CHANGES	\$0.00	

RRSB-Kloos Electric SD Subpoena 0369

PAYMENT APPLICATION

Case 25-30004 Doc 134 Filed 10/15/25 Entered 10/15/25 14:13:57 Desc Main Document Page 22 of 87

TO: Generations on 1st.
1405 1st. Ave. N
Fargo, ND 58102

PROJECT: Generations
26 1st Ave. SW.
Watertown, SD 57201

Application # 1
Period Start 6/1/2021
Period End
Application Date 4/28/2021
Subcontract #:
Date of Contract 4/5/2021

Distribution To:
☒ Owner
☐ Accounting
☐ Architect
☐ Owner's Rep.

FROM: Kloos Electric
311 27th St. NW
Watertown, SD 57201

FOR: VIA CONSTRUCTION MANAGER: Prevail, LLC
VIA ARCHITECT: TL Stroh Architect

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT \$ 845,082.75

2 SUM OF ALL CHANGE ORDERS \$0.00

3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2) \$845,082.75

4 TOTAL COMPLETED AND STORED
(Column G on Continuation Page)

5 RETAINAGE:

a. 5% of completed work
(Columns D+E on Continuation Page) \$ -

b. 10% of Material Stored
(Column F on Continuation Page) \$ 13,000.00

Total Retainage (Line 5a + 5b or
column I on Continuation Page)

6 TOTAL COMPLETED AND STORED LESS RETAINAGE
(Line 4 Minus Line 5 Total) \$ 13,000.00

7 LESS PREVIOUS PAYMENT APPLICATIONS
(Line 6 from Prior Application)

8 PAYMENT DUE \$117,000.00

9 BALANCE TO COMPLETION
(Line 3 Minus Line 6) \$ 715,082.75

SUMMARY OF CHANGE ORDERS	Additions	Deductions
Total changes approved in previous months		
Total changes approved this month		
TOTALS	\$0.00	\$0.00
NET CHANGES	\$0.00	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric

By:



Date: 5-10-21

Certification ☐ Required ☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount _____ Date: _____

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:

By: _____ Date: _____

ARCHITECT: _____

By: _____ Date: _____

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

RRSB-Kloos Electric SD Subpoena 0370

CONTINUATION PAGE

Payment application containing Contractor's signature is attached.

APPLICATION # 1
DATE OF APPLICATION 11/24/2020
PERIOD THRU
SUBCONTRACT #

A ITEM #	B WORK DESCRIPTION	C SCHEDULED AMOUNT	D COMPLETED WORK		F STORED MATERIALS (NOT IN D OR E)	G		H BALANCE TO COMPLETION (C-G)	I RETAINAGE
			AMOUNT PREVIOUS PERIODS	AMOUNT THIS PERIOD		TOTAL COMPLETED AND STORED (D+E+F)	PERCENT COMPLETE (G/C)		
01	Deposit	\$ 845,082.75	\$ -	\$ -	\$ 130,000.00	\$ 130,000.00	15%	\$ 715,082.75	\$ 13,000.00
02						\$ -		\$ -	
03						\$ -		\$ -	
04						\$ -		\$ -	
05						\$ -		\$ -	
06						\$ -		\$ -	
07						\$ -		\$ -	
08						\$ -		\$ -	
09						\$ -		\$ -	
10						\$ -		\$ -	
11						\$ -		\$ -	
12						\$ -		\$ -	
13						\$ -		\$ -	
14						\$ -		\$ -	
15						\$ -		\$ -	
16						\$ -		\$ -	
17						\$ -		\$ -	
18						\$ -		\$ -	
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30						\$ -		\$ -	
31						\$ -		\$ -	
32						\$ -		\$ -	
33						\$ -		\$ -	
34						\$ -		\$ -	
35						\$ -		\$ -	
36						\$ -		\$ -	
37						\$ -		\$ -	
38						\$ -		\$ -	
SUB-TOTALS			\$ -	\$ -	\$ 130,000.00	\$ 130,000.00	0%	\$ 715,082.75	\$ 13,000.00



KLOOS ELECTRIC

311 27th St. NW
Watertown, SD 57201
klooselectric@outlook.com

Estimate: Generations on 1st

Date: 4/5/2021

- 3 800A main breaker meter banks.
two for residential units.
one for house panel and senior center panels
- 1 Elevator with 200A three phase service disconnect with shunt trip.
- 72 150A panels for each apartment.
- 1 Fire alarm system
- 1 16 channel camera system.
- 1 State electrical certificate

Apartments will include baseboard heat, wall AC outlet, stove, microwave, washer and dryer.

Outlets and lighting to NEC code.

No ceiling fans or remotes will be provided. Any and all other lighting will be provided.

\$ 780,518.47

Alternate 1: Wire Kitchen area.

Pipe and install 200A three phase panel. Wire outlets, lights,
hoods, walkin cooler, freezer, roof vents and roof ac units.

\$ 30,911.48

Alternate 2: Wire common areas. Install lights

Install 200A three phase panel. Wire outlet, lights, exit lights, secondary
kitchen, game rooms, and bath rooms.

\$ 64,564.28

Total: \$ 875,994.23

Accepted by: 

8/4/21

This estimate is confidential and shall not be shared with competitors.

This estimate is base on pricing as of 3/8/21 during COVID-19 crisis. Prices of material may increase prior to commencement of project. Pricing will be accessed, reevaluated and adjusted accordingly.



KLOOS ELECTRIC

311 27th St. NW
Watertown, SD 57201
klooselectric@outlook.com

Estimate: Generations on 1st

Door control

Date: 1/16/2022

Safe-N-Secure estimate based on conversations with Mindy Craig.

4-Total door controlers. (N. entry door, N. stairwell door from lobby, N. door to garage, and Door control keypad in elevator to gain access to apartment floors)

Electrical conduit and material included.

Electrical labor included.

Total: \$ 12,223.73

Kloos Electric LLC

311 27th St. NW
Watertown, SD 57201-2416 US
(605) 881-5859
klooselectric@outlook.com



INVOICE

BILL TO

Jesse Craig
Craig Properties
1405 1st Ave N
Fargo, ND 58102

INVOICE 1524
DATE 11/18/2021
TERMS Net 15
DUE DATE 12/03/2021

DATE	ACTIVITY	QTY	RATE	AMOUNT
04/05/2021	Materials wire generations apartments	0.0325329	780,518.47	25,392.53
04/05/2021	Materials Alt # 1 Wire kitchen area.	0.032547	30,911.48	1,006.08
04/05/2021	Materials Alt # 2 Wire common areas of senior center	0.032547	64,564.28	2,101.37

PAYMENT 28,499.98

BALANCE DUE **\$0.00**
PAID

Kloos Electric LLC

Type		Status	Delivery Method	Date	Customer
Money received		All statuses		All	All
Date	Type	No.	From / To	Memo	Amount Status
1/3/23	Payment	11144	Jesse Craig:Generations		\$51,750.00 Closed
4/11/22	Payment	115	Jesse Craig:Generations		\$116,994.23 Paid \$38.33 credit
3/14/22	Payment	39474	Jesse Craig:Generations		\$95,000.00 Closed
3/14/22	Payment	39652	Jesse Craig:Generations		\$90,250.00 Closed
1/3/22	Payment	39279	Jesse Craig:Generations		\$114,000.00 Closed
12/17/21	Payment	39130	Jesse Craig:Generations		\$28,500.00 Closed
11/18/21	Payment	38994	Jesse Craig:Generations		\$28,500.00 Closed
10/18/21	Payment	388.15	Jesse Craig:Generations		\$108,000.00 Closed
9/15/21	Payment	38665	Jesse Craig:Generations		\$67,500.00 Closed
9/14/21	Payment	38541	Jesse Craig:Generations		\$58,500.00 Closed
6/23/21	Payment		Jesse Craig:Generations		\$116,968.75 Closed

1-11 of 11

DATE: 11/01/22
PAYEE: KLOOS ELECTRIC
Property

Case 25-30004

Doc 134

Filed 10/15/25

Entered 10/15/25 14:13:57

Desc Main

Invoice - Date

11/01/2022

Description

Amount

51,750.00

51,750.00

Craig Development, LLC

PO Box 426
Fargo, ND 58107

First Community Credit Union
4521 19th Avenue South
Fargo, ND 58103

77-7869/2913

11144

**** FIFTY ONE THOUSAND SEVEN HUNDRED FIFTY AND 00/100 DOLLARS

TO THE
ORDER OF

KLOOS ELECTRIC
311 27TH ST NW
WATERTOWN, SD 57201

11/01/22

\$51,750.00**

Business Account

NON-NEGOTIABLE

Authorized Signature

DATE:12/07/21 CK#:39130 TOTAL:\$28,500.00** BANK:Craig Properties, LLC(1120)

PAYEE:KLOOS ELECTRIC

Property Address

Invoice - Date

Description

Amount

Craig Properties

12/07/2021

28,500.00

28,500.00

DATE:11/08/21 CK#:38994 TOTAL:\$28,500.00** BANK:1120 - Craig Properties, LLC
PAYEE:KLOOS ELECTRIC(kloos)

Property - Account	Invoice	Description	Amount
0824 6200			28,500.00
			<hr/> 28,500.00

DATE:02/07/22 CK#:39474 TOTAL:\$95,000.00* PAYEE:Craig Properties, LLC(1120)

PAYEE:KLOOS ELECTRIC

Property Address

Invoice - Date

Description

Amount

Craig Properties

02/07/2022

95,000.00

95,000.00

DATE:01/03/22 CK#:39279 TOTAL:\$114,000.00* BANK:Craig Properties, LLC(1120)

PAYEE:KLOOS ELECTRIC

Property Address

Invoice - Date

Description

Amount

Craig Properties

01/03/2022

114,000.00

114,000.00

DATE:03/08/22 CK#:0005
PAYEE:KLOOS ELECTRIC

TOTAL:\$90,250.00
BANK:Craig Properties, LLC (1120)

Property Address	Invoice - Date	Description	Amount
Craig Properties	03/08/2022		90,250.00
			<hr/> 90,250.00

DATE:04/02/22 CK#:115 TOTAL:\$116,994.23* BANK:The Ruins, LLC(ruins)
PAYEE:KLOOS ELECTRIC

Property	Invoice - Date	Description	Amount
p0000001	04/02/2022		116,994.23
			<hr/> 116,994.23

WAIVER OF LIEN

SD19260724

TO WHOM IT MAY CONCERN AND TO RED RIVER BANK

For good and valuable consideration, receipt of which is hereby acknowledged, the undersigned hereby waives and releases any and all mechanics' liens, claims or rights of liens and all rights acquired by the undersigned to file mechanics' liens or claims on account of labor or services performed at or materials furnished or delivered to the real property below described, or any building, construction, or improvement thereon by the undersigned, and any right to claim any lien priority as of any date prior to the date hereof upon the real property situated in the County of Codington, State of South Dakota described as:

315 East Kemp, Watertown, SD 57201

Dated this 14 day of March, 2022.

AMOUNT: \$[Enter Amount]
[Enter Memo Info]

[Enter Creditor Name]

FULL

PARTIAL

0

Kloos Electric LLC
By: [Signature]
Its: owner
Address: 311 27th St NW
Watertown, SD 57201
Phone Number: 605-881-5859

PLEASE SIGN AND RETURN TO:

Craig Development, LLC
1405 1 Ave N
Fargo, ND 58102

WAIVER OF LIEN

SD19260724

TO WHOM IT MAY CONCERN AND TO RED RIVER BANK

For good and valuable consideration, receipt of which is hereby acknowledged, the undersigned hereby waives and releases any and all mechanics' liens, claims or rights of liens and all rights acquired by the undersigned to file mechanics' liens or claims on account of labor or services performed at or materials furnished or delivered to the real property below described, or any building, construction, or improvement thereon by the undersigned, and any right to claim any lien priority as of any date prior to the date hereof upon the real property situated in the County of Codington, State of South Dakota described as:

315 East Kemp, Watertown, SD 57201

Dated this 14 day of March, 22

AMOUNT: \$[Enter Amount]
[Enter Memo Info]

[Enter Creditor Name]

FULL _____

PARTIAL X

Kloos Electric LLC
By: [Signature]
Its: owner
Address: 311 27th St NW
Watertown SD 57201
Phone Number: 605-881-5859

PLEASE SIGN AND RETURN TO:

Craig Development, LLC
1405 1 Ave N
Fargo, ND 58102

WAIVER OF LIEN

SD20297500

TO WHOM IT MAY CONCERN AND TO Watertown Development Company and First Dakota Title -
Watertown

For good and valuable consideration, receipt of which is hereby acknowledged, the undersigned hereby waives and releases any and all mechanics' liens, claims or rights of liens and all rights acquired by the undersigned to file mechanics' liens or claims on account of labor or services performed at or materials furnished or delivered to the real property below described, or any building, construction, or improvement thereon by the undersigned, and any right to claim any lien priority as of any date prior to the date hereof upon the real property situated in the County of Codington, State of South Dakota described as:

Lots 1 of Generations on 1st Original Plat of the City of Watertown, Codington County, South Dakota, according to the recorded plat thereof.

26 1st Ave SW, Watertown, SD 57201

Dated this 16 day of December, 2021

AMOUNT: \$ 28,500

Paid to: Kloos Electric

FULL

PARTIAL

X

By: [Signature]
Its: owner Rick Kloos
Address: 311 27th St NW
Watertown, SD 57201
Phone Number: 605-887-5559

PLEASE SIGN AND RETURN TO:

Craig Development
1405 1st Ave N
Fargo, ND 58102

WAIVER OF LIEN

SD20297500

TO WHOM IT MAY CONCERN AND TO Watertown Development Company and First Dakota Title -
Watertown

For good and valuable consideration, receipt of which is hereby acknowledged, the undersigned hereby waives and releases any and all mechanics' liens, claims or rights of liens and all rights acquired by the undersigned to file mechanics' liens or claims on account of labor or services performed at or materials furnished or delivered to the real property below described, or any building, construction, or improvement thereon by the undersigned, and any right to claim any lien priority as of any date prior to the date hereof upon the real property situated in the County of Codington, State of South Dakota described as:

Lots 1 of Generations on 1st Original Plat of the City of Watertown, Codington County, South Dakota, according to the recorded plat thereof.

26 1st Ave SW, Watertown, SD 57201

Dated this 18 day of October, 21.

AMOUNT: \$ 108,000

Paid to: Kloos Electric

FULL _____
PARTIAL X

[Signature]
By: Kloos electric
Its: owner
Address: 311 27th St NW
Watertown, SD 57201
Phone Number: 605-881-5859

PLEASE SIGN AND RETURN TO:

Craig Development
1405 1st Ave N
Fargo, ND 58102

mailed 11/1/21

WAIVER OF LIEN

SD20297500

TO WHOM IT MAY CONCERN AND TO Watertown Development Company and First Dakota Title -
Watertown

For good and valuable consideration, receipt of which is hereby acknowledged, the undersigned hereby waives and releases any and all mechanics' liens, claims or rights of liens and all rights acquired by the undersigned to file mechanics' liens or claims on account of labor or services performed at or materials furnished or delivered to the real property below described, or any building, construction, or improvement thereon by the undersigned, and any right to claim any lien priority as of any date prior to the date hereof upon the real property situated in the County of Codington, State of South Dakota described as:

Lots 1 of Generations on 1st Original Plat of the City of Watertown, Codington County, South Dakota, according to the recorded plat thereof.

26 1st Ave SW, Watertown, SD 57201


Dated this 18 day of November, 2021

AMOUNT: \$ 28,800.00

Paid to: _____

FULL _____

PARTIAL ✓


By: Rick Kloos
Its: owner
Address: 311 27th St NW
Watertown, SD 57201
Phone Number: 605-858-8629

PLEASE SIGN AND RETURN TO:

Craig Development
1405 1st Ave N
Fargo, ND 58102

WAIVER OF LIEN

SD20297500

TO WHOM IT MAY CONCERN AND TO Watertown Development Company and First Dakota Title -
Watertown

For good and valuable consideration, receipt of which is hereby acknowledged, the undersigned hereby waives and releases any and all mechanics' liens, claims or rights of liens and all rights acquired by the undersigned to file mechanics' liens or claims on account of labor or services performed at or materials furnished or delivered to the real property below described, or any building, construction, or improvement thereon by the undersigned, and any right to claim any lien priority as of any date prior to the date hereof upon the real property situated in the County of Codington, State of South Dakota described as:

Lots 1 of Generations on 1st Original Plat of the City of Watertown, Codington County, South Dakota, according to the recorded plat thereof.

26 1st Ave SW, Watertown, SD 57201


Dated this 18 day of November, 2021

AMOUNT: \$ 28,500.00

Paid to: _____

FULL _____

PARTIAL ✓


By: Rick Kloos
Its: owner
Address: 311 27th St NW
Watertown, SD 57201
Phone Number: 605-858-5569

PLEASE SIGN AND RETURN TO:

**Craig Development
1405 1st Ave N
Fargo, ND 58102**

Exhibit C

Kloos Electric LLC

**Parkside Project
Payment Applications
Estimate and Invoices
Payment Records
Lien Waiver**

PAYMENT APPLICATION

TO: Parkside Place LLC
1405 1st. Ave. N
Fargo, ND 58102

PROJECT: Parkside Place
8 2nd St NE
Watertown, SD 57201

Application # 1
Period Start 11/24/2020
Period End
Application Date 7/26/2021
Subcontract #
Date of Contract 11/24/2020

Distribution To:
☒ Owner
☐ Accounting
☐ Architect
☐ Owner's Rep.

FROM: Kloos Electric
311 27th St. NW
Watertown, SD 57201

FOR: VIA CONSTRUCTION MANAGER: Prevail, LLC
VIA ARCHITECT: TL Stroh Architect

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT \$ 275,000.00
2 SUM OF ALL CHANGE ORDERS \$0.00
3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2) \$275,000.00
4 TOTAL COMPLETED AND STORED (Column G on Continuation Page) \$ 275,000.00

5 RETAINAGE:

a. 5% of completed work (Columns D+E on Continuation Page) \$ -
b. 10% of Material Stored (Column F on Continuation Page) \$ -
Total Retainage (Line 5a + 5b or column I on Continuation Page)

6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total) \$ 275,000.00

7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)

8 PAYMENT DUE \$5,000.00

9 BALANCE TO COMPLETION (Line 3 Minus Line 6) \$0.00

SUMMARY OF CHANGE ORDERS	Additions	Deductions
Total changes approved in previous months		
Total changes approved this month		
TOTALS	\$0.00	\$0.00
NET CHANGES	\$0.00	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric

By:



Date: 11-13-21

Certification ☐ Required ☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount _____ Date: _____

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:

By: _____ Date: _____

ARCHITECT: _____

By: _____ Date: _____

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

RRSB-Kloos Electric SD Subpoena 0106

PAYMENT APPLICATION

TO: Parkside Place LLC
1405 1st. Ave. N
Fargo, ND 58102

PROJECT: Parkside Place
8 2nd St NE
Watertown, SD 57201

Application # 1
Period Start 11/24/2020
Period End
Application Date 7/26/2021
Subcontract #:
Date of Contract 11/24/2020

Distribution To:
☒ Owner
☐ Accounting
☐ Architect
☐ Owner's Rep.

FROM: Kloos Electric
311 27th St. NW
Watertown, SD 57201

FOR: VIA CONSTRUCTION MANAGER: Prevail, LLC
VIA ARCHITECT: TL Stroh Architect

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT \$ 275,000.00
2 SUM OF ALL CHANGE ORDERS \$0.00
3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2) \$275,000.00
4 TOTAL COMPLETED AND STORED (Column G on Continuation Page) \$ 275,000.00
5 RETAINAGE:
a. 5% of completed work (Columns D+E on Continuation Page) \$ -
b. 10% of Material Stored (Column F on Continuation Page) \$ -
Total Retainage (Line 5a + 5b or column I on Continuation Page) \$5,000.00
6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total) \$ 270,000.00
7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)
8 PAYMENT DUE \$57,375.01
9 BALANCE TO COMPLETION (Line 3 Minus Line 6) \$5,000.00

SUMMARY OF CHANGE ORDER	Additions	Deductions
Total changes approved in previous months		
Total changes approved this month		
TOTALS	\$0.00	\$0.00
NET CHANGES	\$0.00	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric

By:



Date:

7-26-21

Certification

☐ Required ☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount

Date:

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:

By:

Date:

ARCHITECT:

By:

Date:

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

PAYMENT APPLICATION

Case 25-30004 Doc 134 Filed 10/15/25 Entered 10/15/25 14:13:57 Desc Main Document Page 42 of 87

TO: Parkside Place LLC
1405 1st. Ave. N
Fargo, ND 58102

PROJECT: Parkside Place
8 2nd St NE
Watertown, SD 57201

Application # 1
Period Start 11/24/2020
Period End
Application Date 11/24/2020
Subcontract #:
Date of Contract 11/24/2020

Distribution To:
☒ Owner
☐ Accounting
☐ Architect
☐ Owner's Rep.

FROM: Kloos Electric
311 27th St. NW
Watertown, SD 57201

VIA CONTRUCTION MANAGER: Prevail, LLC
VIA ARCHITECT: TL Stroh Architect

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT	\$ 275,000.00
2 SUM OF ALL CHANGE ORDERS	\$0.00
3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2)	\$275,000.00
4 TOTAL COMPLETED AND STORED (Column G on Continuation Page)	\$ 236,250.00
5 RETAINAGE:	
a. 5% of completed work (Columns D+E on Continuation Page)	\$ -
b. 10% of Material Stored (Column F on Continuation Page)	\$ 9,000.00
Total Retainage (Line 5a + 5b or column I on Continuation Page)	\$23,625.00
6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total)	\$ 212,625.00
7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)	
8 PAYMENT DUE	\$81,000.00
9 BALANCE TO COMPLETION (Line 3 Minus Line 6)	\$62,375.00

SUMMARY OF CHANGE ORDERS	Additions	Deductions
Total changes approved in previous months		
Total changes approved this month		
TOTALS	\$0.00	\$0.00
NET CHANGES	\$0.00	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric

By:

Date:

4-18-21

Certification

☐ Required ☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount

Date:

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:

By: Date:

ARCHITECT: Date:

By: Date:

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

RRSB-Kloos Electric SD Subpoena 0109

Payment application containing Contractor's signature is attached.

APPLICATION # 1
DATE OF APPLICATION 11/24/2020
PERIOD THRU
SUBCONTRACT #

ITEM #	B WORK DESCRIPTION	C SCHEDULED AMOUNT	D COMPLETED WORK		F STORED MATERIALS (NOT IN D OR E)	G		H BALANCE TO COMPLETION (C-G)	I RETAINAGE
			AMOUNT PREVIOUS PERIODS	AMOUNT THIS PERIOD		TOTAL COMPLETED AND STORED (D+E+F)	PERCENT COMPLETE (G/C)		
01	Down payment	\$ 275,000.00	\$ -	\$ -	\$ 41,250.00	\$ 41,250.00	15%	\$ 233,750.00	\$ 4,125.00
02	materials purchased and labor	\$ 233,750.00			\$ 75,000.00	\$ 75,000.00		\$ 158,750.00	\$ 7,500.00
03	materials purchased and labor	\$ 158,750.00			\$ 30,000.00	\$ 30,000.00		\$ 128,750.00	\$ 3,000.00
04	materials purchased and labor	\$ 143,375.00			\$ 90,000.00	\$ 90,000.00		\$ 53,375.00	\$ 9,000.00
05						\$ -		\$ -	
06						\$ -		\$ -	
07						\$ -		\$ -	
08						\$ -		\$ -	
09						\$ -		\$ -	
10						\$ -		\$ -	
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35						\$ -		\$ -	
36						\$ -		\$ -	
37						\$ -		\$ -	
38						\$ -		\$ -	
SUB-TOTALS			\$ -	\$ -	\$ 236,250.00	\$ 236,250.00	0%	\$ 574,625.00	\$ 23,625.00

Parkside payment request

RRSB-Kloos Electric SD Subpoena 0110

PAYMENT APPLICATION

TO: Parkside Place LLC
1405 1st. Ave. N
Fargo, ND 58102

PROJECT: Parkside Place
8 2nd St NE
Watertown, SD 57201

Application # 1
Period Start 11/24/2020
Period End
Application Date 11/24/2020
Subcontract #:
Date of Contract 11/24/2020

Distribution To:
☒ Owner
☐ Accounting
☐ Architect
☐ Owner's Rep.

FROM: Kloos Electric
311 27th St. NW
Watertown, SD 57201

FOR: VIA CONTRUCTION MANAGER: Prevail, LLC
VIA ARCHITECT: TL Stroh Architect

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

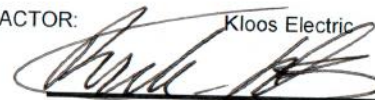
1 CONTRACT AMOUNT \$ 275,000.00
2 SUM OF ALL CHANGE ORDERS \$0.00
3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2) \$275,000.00
4 TOTAL COMPLETED AND STORED (Column G on Continuation Page) \$ 146,250.00
5 RETAINAGE:
a. 5% of completed work \$ -
(Columns D+E on Continuation Page)
b. 10% of Material Stored
(Column F on Continuation Page)
Total Retainage (Line 5a + 5b or column I on Continuation Page) \$14,625.00
6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total) \$131,625.00
7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)
8 PAYMENT DUE \$27,000.00
9 BALANCE TO COMPLETION (Line 3 Minus Line 6) \$143,375.00

SUMMARY OF CHANGE ORDERS	Additions	Deductions
Total changes approved in previous months		
Total changes approved this month		
TOTALS	\$0.00	\$0.00
NET CHANGES	\$0.00	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric

By:



Date: 3-25-21

Certification

☐ Required ☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount

Date:

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:

By:

Date:

ARCHITECT:

By:

Date:

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

RRSB-Kloos Electric SD Subpoena 0115

Payment application containing Contractor's signature is attached.

APPLICATION # 1
 DATE OF APPLICATION 11/24/2020
 PERIOD THRU
 SUBCONTRACT #

A ITEM #	B WORK DESCRIPTION	C SCHEDULED AMOUNT	D COMPLETED WORK		F STORED MATERIALS (NOT IN D OR E)	G		H BALANCE TO COMPLETION (C-G)	I RETAINAGE
			AMOUNT PREVIOUS PERIODS	AMOUNT THIS PERIOD		TOTAL COMPLETED AND STORED (D+E+F)	PERCENT COMPLETE (G/C)		
01	Down payment	\$ 275,000.00	\$ -	\$ -	\$ 41,250.00	\$ 41,250.00	15%	\$ 233,750.00	\$ 4,125.00
02	materials purchased and labor	\$ 233,750.00			\$ 75,000.00	\$ 75,000.00		\$ 158,750.00	\$ 7,500.00
03	materials purchased and labor				\$ 30,000.00	\$ 30,000.00		\$ (30,000.00)	\$ 3,000.00
04						\$ -		\$ -	
05						\$ -		\$ -	
06						\$ -		\$ -	
07						\$ -		\$ -	
08						\$ -		\$ -	
09						\$ -		\$ -	
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35						\$ -		\$ -	
36						\$ -		\$ -	
37						\$ -		\$ -	
38						\$ -		\$ -	
SUB-TOTALS			\$ -	\$ -	\$ 146,250.00	\$ 146,250.00	0%	\$ 362,500.00	\$ 14,625.00

Parkside payment request

PAYMENT APPLICATION

TO: Parkside Place LLC 1405 1st. Ave. N Fargo, ND 58102	PROJECT: Parkside Place 8 2nd St NE Watertown, SD 57201	Application # 2 Period Start Period End Application Date 2/10/2021 Subcontract #: Date of Contract 11/24/2020	Distribution To: <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Accounting <input type="checkbox"/> Architect <input type="checkbox"/> Owner's Rep.
FROM: Kloos Electric 311 27th St. NW Watertown, SD 57201			
FOR:	VIA CONTRUCTION MANAGER: Prevail, LLC VIA ARCHITECT: TL Stroh Architect		

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT	\$ 275,000.00
2 SUM OF ALL CHANGE ORDERS	\$0.00
3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2)	\$275,000.00
4 TOTAL COMPLETED AND STORED (Column G on Continuation Page)	\$ 116,250.00
5 RETAINAGE:	
a. 5% of completed work (Columns D+E on Continuation Page)	\$ -
b. 10% of Material Stored (Column F on Continuation Page)	\$ 11,625.00
Total Retainage (Line 5a + 5b or column I on Continuation Page)	\$11,625.00
6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total)	\$104,625.00
7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)	
8 PAYMENT DUE	\$ 67,500.00
9 BALANCE TO COMPLETION (Line 3 Minus Line 6)	\$ 158,750.00

SUMMARY OF CHANGE ORDERS	Additions	Deductions
Total changes approved in previous months		
Total changes approved this month		
TOTALS	\$0.00	\$0.00
NET CHANGES	\$0.00	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric

By:



Date:

2-10-21

Certification

☐ Required

☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount

Date:

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:

By:

Date:

ARCHITECT:

By:

Date:

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

CONTINUATION PAGE

Payment application containing Contractor's signature is attached.

APPLICATION # 1
DATE OF APPLICATION 11/24/2020
PERIOD THRU
SUBCONTRACT #

SUBCONTRACT #

A	B	C	D	E	F	G		H	I
ITEM #	WORK DESCRIPTION	SCHEDULED AMOUNT	COMPLETED WORK		STORED MATERIALS (NOT IN D OR E)	TOTAL COMPLETED AND STORED (D+E+F)	PERCENT COMPLETE (G/C)	BALANCE TO COMPLETION (C-G)	RETAINAGE
			AMOUNT PREVIOUS PERIODS	AMOUNT THIS PERIOD					
01	Down payment	\$ 275,000.00	\$ -	\$ -	\$ 41,250.00	\$ 41,250.00	15%	\$ 233,750.00	\$ 4,125.00
02	Material purchase and Labor	\$ 233,750.00			\$ 75,000.00	\$ 75,000.00	32%	\$ 158,750.00	\$ 7,500.00
03						\$ -		\$ -	\$ -
04						\$ -		\$ -	\$ -
05						\$ -		\$ -	\$ -
06						\$ -		\$ -	\$ -
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35						\$ -		\$ -	\$ -
36						\$ -		\$ -	\$ -
37						\$ -		\$ -	\$ -
38						\$ -		\$ -	\$ -
	SUB-TOTALS		\$ -	\$ -	\$ 116,250.00	\$ 116,250.00	0%	\$ 158,750.00	\$ 11,625.00

RRSB-Kloos Electric SD Subpoena 0119

PAYMENT APPLICATION

TO:	Parkside Place LLC 1405 1st. Ave. N Fargo, ND 58102	PROJECT:	Parkside Place 8 2nd St NE Watertown, SD 57201	Application #	1	Distribution To:
				Period Start	11/24/2020	<input checked="" type="checkbox"/> Owner
				Period End		<input type="checkbox"/> Accounting
FROM:	Kloos Electric 311 27th St. NW Watertown, SD 57201			Application Date	11/24/2020	<input type="checkbox"/> Architect
				Subcontract #:		<input type="checkbox"/> Owner's Rep.
				Date of Contract	11/24/2020	
FOR:		VIA CONTRUCTION MANAGER:	Prevail, LLC			
		VIA ARCHITECT:	TL Stroh Architect			

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT	\$ 275,000.00
2 SUM OF ALL CHANGE ORDERS	\$0.00
3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2)	\$275,000.00
4 TOTAL COMPLETED AND STORED (Column G on Continuation Page)	\$ 41,250.00
5 RETAINAGE:	
a. 5% of completed work (Columns D+E on Continuation Page)	\$ -
b. 10% of Material Stored (Column F on Continuation Page)	\$ 4,125.00
Total Retainage (Line 5a + 5b or column I on Continuation Page)	\$4,125.00
6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total)	\$37,125.00
7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)	
8 PAYMENT DUE	\$37,125.00
9 BALANCE TO COMPLETION (Line 3 Minus Line 6)	\$237,875.00

SUMMARY OF CHANGE ORDERS	Additions	Deductions
Total changes approved in previous months		
Total changes approved this month		
TOTALS	\$0.00	\$0.00
NET CHANGES	\$0.00	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric

By:



Date: 11-24-20

Certification

☐ Required

☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount

Date:

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:

By:

Date:

ARCHITECT:

By:

Date:

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

CONTINUATION PAGE

APPLICATION # 1
DATE OF APPLICATION 11/24/2020
PERIOD THRU
SUBCONTRACT #

Payment application containing Contractor's signature is attached.

A	B	C	D		E	F	G		H	I
ITEM #	WORK DESCRIPTION	SCHEDULED AMOUNT	COMPLETED WORK		AMOUNT THIS PERIOD	STORED MATERIALS (NOT IN D OR E)	TOTAL COMPLETED AND STORED (D+E+F)	PERCENT COMPLETE (G/C)	BALANCE TO COMPLETION (C-G)	RETAINAGE
			AMOUNT PREVIOUS PERIODS							
01	Down payment	\$ 275,000.00	\$ -		\$ -	\$ 41,250.00	\$ 41,250.00	15%	\$ 233,750.00	\$ 4,125.00
02							\$ -		\$ -	
03							\$ -		\$ -	
04							\$ -		\$ -	
05							\$ -		\$ -	
06							\$ -		\$ -	
07							\$ -		\$ -	
08							\$ -		\$ -	
09							\$ -		\$ -	
10							\$ -		\$ -	
11							\$ -		\$ -	
12							\$ -		\$ -	
13							\$ -		\$ -	
14							\$ -		\$ -	
15							\$ -		\$ -	
16							\$ -		\$ -	
17							\$ -		\$ -	
18							\$ -		\$ -	
19							\$ -		\$ -	
20							\$ -		\$ -	
21							\$ -		\$ -	
22							\$ -		\$ -	
23							\$ -		\$ -	
24							\$ -		\$ -	
25							\$ -		\$ -	
26							\$ -		\$ -	
27							\$ -		\$ -	
28							\$ -		\$ -	
29							\$ -		\$ -	
30							\$ -		\$ -	
31							\$ -		\$ -	
32							\$ -		\$ -	
33							\$ -		\$ -	
34							\$ -		\$ -	
35							\$ -		\$ -	
36							\$ -		\$ -	
37							\$ -		\$ -	
38							\$ -		\$ -	
SUB-TOTALS		\$ 275,000.00	\$ -		\$ -	\$ 41,250.00	\$ 41,250.00	15%	\$ 233,750.00	\$ 4,125.00

RRSB-Kloos Electric SD Subpoena 0122



KLOOS ELECTRIC LLC.

311 27th St. NW
Watertown, SD 57201
klooselectric@outlook.com

Estimate: Parkside Place

Date: 11/23/2020

Wire new 36 plex apartment building with parking garage per engineered specs.
(Nothing to commercial units at this time.)

- 2 800A 120V-208V three phase service
- 1 Elevator with 175A three phase service disconnect with shunt trip
- 1 400A three phase house meter
- 1 200A sub panel off of house meter
- 36 150A panels for apartments
- 1 Electrical State wiring certificate
- 1 Fire alarm system.
- 1 16 channel camera system
- 1 Keypad for west door entry system

Parking garage to include, 29 LED light fixtures, 2 gas furnace hook ups, 2 OH door wiring.
Wiring of CO2 sensors.

Apartments will include LED lights, stove, microwave, washer, and dryer. All outlets and lighting
to meet NEC guidelines.

Total: \$ 275,000.00

See additional pages of agreement for additional terms and conditions.

Customer Acknowledges that he/she has read this agreement and its entirety and understands the terms
and conditions.

This is your authorization to proceed as outlined above.

Acceptance signed by: [Signature] Date: 11-23-20

Printed Name: Jesse Cray

When both parties sign this proposal, this instrument constitutes as a legal and binding contract
between parties.

Please note that all estimates are good for a period of 60 days, after that time the original estimate will be re-
accessed and may be altered. Any alterations to this estimate will be subject to change of the original estimate.



KLOOS ELECTRIC LLC.

311 27th St. NW
Watertown, SD 57201
klooselectric@outlook.com

Estimate: Parkside Place

Date: 11/23/2020

Wire new 36 plex apartment building with parking garage per engineered specs.
(Nothing to commercial units at this time.)

2	800A 120V-208V three phase service
1	Elevator with 175A three phase service disconnect with shunt trip
1	400A three phase house meter
1	200A sub panel off of house meter
36	150A panels for apartments
1	Electrical State wiring certificate
1	Fire alarm system.
1	16 channel camera system
1	Keypad for west door entry system

Parking garage to include, 29 LED light fixtures, 2 gas furnace hook ups, 2 OH door wiring.
Wiring of CO2 sensors.

Apartments will include LED lights, stove, microwave, washer, and dryer. All outlets and lighting
to meet NEC guidelines.

Total: \$ 275,000.00

See additional pages of agreement for additional terms and conditions.

Customer Acknowledges that he/she has read this agreement and its entirety and understands the terms
and conditions.

This is your authorization to proceed as outlined above.

Acceptance signed by: _____ Date: _____

Printed Name: _____

When both parties sign this proposal, this instrument constitutes as a legal and binding contract
between parties.

*Please note that all estimates are good for a period of 60 days, after that time the original estimate will be re-
accessed and may be altered. Any alterations to this estimate will be subject to change of the original estimate.*

RRSB-Kloos Electric SD Subpoena 0204



KLOOS ELECTRIC

3112

Watertown

klooselectric@o

Estimate: Parkside Place

Date: 10/26/2020

Wire new 36 plex apartment building with parking garage per engineered specs.
(Nothing to commercial units at this time.)

2	800A 120V-208V three phase service
1	Elevator with 175A three phase service disconnect with shunt trip
1	400A three phase house meter
1	200A sub panel off of house meter
36	150A panels for apartments
1	Electrical State wiring certificate
1	Fire alarm system with area of refuge call stations.
1	16 channel camera system
5	Keypads for door entry system

Parking garage to include, 29 LED light fixtures, 6 gas furnace hook ups, 2 OH door wiring.
Wiring of CO2 sensors.

Apartments will include LED lights, stove, microwave, washer, and dryer. All outlets and lighting
to meet NEC guidelines.

Total: \$ 275,000.00

See additional pages of agreement for additional terms and conditions.

Customer Acknowledges that he/she has read this agreement and its entirety and understands the
and conditions.

This is your authorization to proceed as outlined above.

Acceptance signed by: _____ Date: _____

Printed Name: _____

When both parties sign this proposal, this instrument constitutes as a legal and binding contract
between parties.

Please note that all estimates are good for a period of 60 days after that time the original estimate will be re-
accessed and may be altered. Any alterations to this estimate will be subject to change of the original estimate.

RRSB-Kloos Electric SD Subpoena 0128



311 27th St. NW
Watertown, SD 57201
(605)881-5859
klooselectric@outlook.com

Kloos Electric LLC.

Engineer notes and changes.

- Remove motion switches/sensors for all hall, common areas, janitor closets, and apartment laundry room.
- Remove ceiling fan switch control for all apartments.
- Remove wall scone by all apartment doors.
- Remove hall and stairwell baseboard heaters.
- Add unit heater in both stairwells.
- Remove "Area of Refuge"
- Remove TV and outlets in high locations of bedrooms and living rooms in apartments.
- Replace smoke and carbon combination smoke detectors with smoke only detectors.
- Replace USB outlets in all bedrooms with outlet.
- Remove garbage disposal outlet, switch, and circuit.
- Replace bathroom fan forced heater with 208V 3' baseboard heater.
- 2 LFS in dining room
- 2 LFS in living room
- 1 - 8' BB in Hall on 2,3+4.
- eliminate door keypad

Signed: _____

Date: _____

11-23-20

3rd floor mez. 2 wallpack

Kloos Electric LLC

311 27th St. NW
Watertown, SD 57201-2416 US
(605) 881-5859
klooselectric@outlook.com



INVOICE

BILL TO
Jesse Craig
Craig Properties
1405 1st Ave N
Fargo, ND 58102

INVOICE 1525
DATE 11/19/2021
TERMS Net 15
DUE DATE 12/04/2021

DATE	ACTIVITY	QTY	RATE	AMOUNT
01/12/2021	Retainage New 36 unit apartment (parkside)	0	0.00	5,000.00

BALANCE DUE **\$5,000.00**

Kloos Electric LLC

311 27th St. NW
Watertown, SD 57201-2416 US
+16058815859
klooselectric@outlook.com



INVOICE

BILL TO

Jesse Craig
Craig Properties
1405 1st Ave N
Fargo, ND 58102

INVOICE 1498
DATE 07/26/2021
TERMS Net 15
DUE DATE 08/10/2021

DATE	ACTIVITY	QTY	RATE	AMOUNT
01/12/2021	Materials New 36 plex apartment building	0		57,375.01
PAYMENT				57,375.01
BALANCE DUE				\$0.00
				PAID

Kloos Electric LLC

311 27th St. NW
Watertown, SD 57201-2416 US
+16058815859
klooselectric@outlook.com



INVOICE

BILL TO

Jesse Craig
Craig Properties
1405 1st Ave N
Fargo, ND 58102

INVOICE 1493
DATE 04/18/2021
TERMS Net 30
DUE DATE 05/18/2021

DATE	ACTIVITY	QTY	RATE	AMOUNT
01/12/2021	Materials New 36 plex apartment building	0		81,000.00
PAYMENT				81,000.00
BALANCE DUE				\$0.00
				PAID

Kloos Electric LLC

311 27th St. NW
Watertown, SD 57201-2416 US
+16058815859
klooselectric@outlook.com



INVOICE

BILL TO
Jesse Craig
Craig Properties
1405 1st Ave N
Fargo, ND 58102

INVOICE 1492
DATE 03/30/2021
TERMS Net 15
DUE DATE 04/14/2021

DATE	ACTIVITY	QTY	RATE	AMOUNT
01/12/2021	Materials New 36 plex apartment building			27,000.00
PAYMENT				27,000.00
BALANCE DUE				\$0.00
				PAID

Kloos Electric LLC

311 27th St. NW
Watertown, SD 57201-2416 US
+16058815859
klooselectric@outlook.com



INVOICE

BILL TO
Jesse Craig
Craig Properties
1405 1st Ave N
Fargo, ND 58102

INVOICE 1491
DATE 03/16/2021
TERMS Net 15
DUE DATE 03/31/2021

DATE	ACTIVITY	QTY	RATE	AMOUNT
01/12/2021	Materials New 36 plex apartment building			67,499.99
PAYMENT				67,499.99
BALANCE DUE				\$0.00
				PAID

Kloos Electric LLC

311 27th St. NW
Watertown, SD 57201-2416 US
+16058815859
klooselectric@outlook.com



INVOICE

BILL TO
Jesse Craig
Craig Properties
1405 1st Ave N
Fargo, ND 58102

INVOICE 1484
DATE 01/01/2021
TERMS Net 15
DUE DATE 01/16/2021

DATE	ACTIVITY	QTY	RATE	AMOUNT
	Materials New 36 plex apartment building	0		37,125.00
PAYMENT				37,125.00
BALANCE DUE				\$0.00 PAID

Kloos Electric LLC

Type		Status	Delivery Method	Date	Customer
Money received		All statuses		All	All
Date	Type	No.	From / To	Memo	Amount Status
1/3/22	Payment	39165	Jesse Craig:Parkside Place		\$5,000.00 Closed
9/14/21	Payment	38525	Jesse Craig:Parkside Place		\$57,375.00 Closed
5/28/21	Payment		Jesse Craig:Parkside Place		\$81,000.00 Closed
4/28/21	Payment	37879	Jesse Craig:Parkside Place		\$27,000.00 Closed
3/16/21	Payment	37684	Jesse Craig:Parkside Place		\$67,500.00 Closed
1/21/21	Payment		Jesse Craig:Parkside Place		\$37,125.00 Closed

1-6 of 6

WAIVER OF LIEN

SD20297500

TO WHOM IT MAY CONCERN AND TO Watertown Development Company and First Dakota Title -
Watertown

For good and valuable consideration, receipt of which is hereby acknowledged, the undersigned hereby waives and releases any and all mechanics' liens, claims or rights of liens and all rights acquired by the undersigned to file mechanics' liens or claims on account of labor or services performed at or materials furnished or delivered to the real property below described, or any building, construction, or improvement thereon by the undersigned, and any right to claim any lien priority as of any date prior to the date hereof upon the real property situated in the County of Codington, State of South Dakota described as:

Lots 15 and 16 in Block 2 of the Original Plat of the City of Watertown, Codington County, South Dakota, according to the recorded plat thereof.

8 2nd Street Northeast, Watertown, SD 57201


Dated this 28 day of April, 21.

AMOUNT: \$ 27,000

Paid to: Kloos Electric

FULL _____

PARTIAL X


By: Rick Kloos
Its: owner
Address: 311 27th St NW
Watertown, SD 57201
Phone Number: 605-881-5859

PLEASE SIGN AND RETURN TO:

Craig Development, LLC
1405 1st Avenue North
Fargo, ND 58102

Exhibit D

Kloos Electric LLC

**Lofts Project
Payment Applications
Estimate and Invoices
Payment Records**

PAYMENT APPLICATION

TO: The Lofts LLC
1405 1st Ave N.
Fargo, ND 58102

PROJECT: Watertown Mixed Use
10 N. Broadway
Watertown, SD 57201

Application # 1
Period Start
Period End
Application Date 12/13/2020
Subcontract #:
Date of Contract

Distribution To:
☒ Owner
☐ Accounting
☐ Architect
☐ Owner's Rep.

FROM: Kloos Electric
311 27th St. NW
Watertown, SD 57201

VIA CONSTRUCTION MANAGER: Prevail, LLC
VIA ARCHITECT:

FOR:

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT	\$ 242,819.20
2 SUM OF ALL CHANGE ORDERS	\$5,000.00
3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2)	\$247,819.20
4 TOTAL COMPLETED AND STORED (Column G on Continuation Page)	\$ 247,819.20
5 RETAINAGE:	
a. 5% of completed work (Columns D+E on Continuation Page)	\$ -
b. 10% of Material Stored (Column F on Continuation Page)	\$ -
Total Retainage (Line 5a + 5b or column I on Continuation Page)	\$0.00
6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total)	\$247,819.20
7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)	\$ 237,819.20
8 PAYMENT DUE	\$10,000.00
9 BALANCE TO COMPLETION (Line 3 Minus Line 6)	\$0.00

SUMMARY OF CHANGE ORDERS	Additions	Deductions
Total changes approved in previous months	\$5,000.00	
Total changes approved this month		
TOTALS	\$5,000.00	\$0.00
NET CHANGES	\$5,000.00	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric

By:



Date:

12-13-20

Certification

☐ Required

☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount

Date:

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:

By:

Date:

ARCHITECT:

By:

Date:

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

APPLICATION # 1
 DATE OF APPLICATION 11/24/2020
 PERIOD THRU
 SUBCONTRACT #

Payment application containing Contractor's signature is attached.

A ITEM #	B WORK DESCRIPTION	C SCHEDULED AMOUNT	D COMPLETED WORK		F STORED MATERIALS (NOT IN D OR E)	G		H BALANCE TO COMPLETION (C-G)	I RETAINAGE
			AMOUNT PREVIOUS PERIODS	AMOUNT THIS PERIOD		TOTAL COMPLETED AND STORED (D+E+F)	PERCENT COMPLETE (G/C)		
01	Final payment request	\$ 247,819.20	\$ 237,819.20	\$ -	\$ 10,000.00	\$ 247,819.20	100%	\$ -	\$ -
02						\$ -	#DIV/0!	\$ -	
03						\$ -	#DIV/0!	\$ -	
04						\$ -	#DIV/0!	\$ -	
05						\$ -	#DIV/0!	\$ -	
06						\$ -	#DIV/0!	\$ -	
07						\$ -	#DIV/0!	\$ -	
08						\$ -	#DIV/0!	\$ -	
09						\$ -	#DIV/0!	\$ -	
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31						\$ -		\$ -	
32						\$ -		\$ -	
33						\$ -		\$ -	
34						\$ -		\$ -	
35						\$ -		\$ -	
36						\$ -		\$ -	
37						\$ -		\$ -	
38						\$ -		\$ -	
SUB-TOTALS		\$ 247,819.20	\$237,819.20	\$ -	\$ 10,000.00	\$ 247,819.20	100%	\$ -	\$ -

RRSB-Kloos Electric-SD Subpoena 0654

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/CMa

CONSTRUCTION MANAGER-ADVISER EDITION

PAGE ONE OF PAGES

TO OWNER:

The Lofts LLC
1405 1st Ave N
Fargo, ND 58102

PROJECT:

Watertown Mixed Use
10 North Broadway Street
Watertown, South Dakota

APPLICATION NO: _____

Distribution to:

☐ OWNER
☐ CONSTRUCTION
MANAGER
☐ ARCHITECT
☐ CONTRACTOR

PERIOD TO: _____

PROJECT NO: 19030

CONTRACT DATE: 11/25/2019

FROM CONTRACTOR:

VIA CONSTRUCTION MANAGER:

Heilman Homes, Inc.

VIA ARCHITECT:

Mutchler Bartram Architects, P.C.

BID PACKAGE NO.

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.
Continuation Sheet, AIA Document G703, is attached.

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Kloos Electric

By: [Signature] Date: 8-28-20

State of: _____ County of: _____
Subscribed and sworn to before me this _____ day of _____
Notary Public:
My Commission expires: _____

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ _____

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.)

CONSTRUCTION MANAGER:

By: _____ Date: _____

ARCHITECT:

By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

1. ORIGINAL CONTRACT SUM \$ 242,819.20
2. Net change by Change Orders \$ 5,000.00
3. CONTRACT SUM TO DATE (Line 1 ± 2) \$ 247,819.20
4. TOTAL COMPLETED & STORED TO DATE
(Column G on G703) \$ _____
5. RETAINAGE:
 - a. _____ % of Completed Work \$ _____
(Column D + E on G703)
 - b. _____ % of Stored Material \$ _____
(Column F on G703)Total Retainage (Lines 5a + 5b or
Total in Column I of G703) \$ _____
6. TOTAL EARNED LESS RETAINAGE \$ _____
(Line 4 less Line 5 Total) \$ _____
7. LESS PREVIOUS CERTIFICATES FOR
PAYMENT (Line 6 from prior Certificate) \$ 31,879.46
8. CURRENT PAYMENT DUE \$ 25,000.00
9. BALANCE TO FINISH, INCLUDING RETAINAGE \$ _____
(Line 3 less Line 6)

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner		
Total approved this Month	5,000	
TOTALS		
NET CHANGES by Change Order		

CONTINUATION SHEET

AIA DOCUMENT G703

PAGE OF PAGES

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO:

APPLICATION DATE:

PERIOD TO:

ARCHITECT'S PROJECT NO: 19030

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD		TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G ÷ C)		
	change order	5,000							
	GRAND TOTALS								

Users may obtain validation of this document by requesting of the license a completed AIA Document D401 - Certification of Document's Authenticity

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/CMa

CONSTRUCTION MANAGER-ADVISER EDITION

PAGE ONE OF PAGES

TO OWNER:

The Lofts LLC
1405 1st Ave N
Fargo, ND 58102

PROJECT:

Watertown Mixed Use
10 North Broadway Street
Watertown, South Dakota

APPLICATION NO: _____

Distribution to:

☐ OWNER
☐ CONSTRUCTION
MANAGER
☐ ARCHITECT
☐ CONTRACTOR

PERIOD TO: _____

PROJECT NO: 19030

CONTRACT DATE: 11/25/2019

FROM CONTRACTOR:

VIA CONSTRUCTION MANAGER:

Heilman Homes, Inc.

VIA ARCHITECT:

Mutchler Bartram Architects, P.C.

BID PACKAGE NO.

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.
Continuation Sheet, AIA Document G703, is attached.

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Kloos Electric

By: 

Date: 8-28-20

State of: _____

County of: _____

Subscribed and sworn to before me this _____ day of _____

Notary Public:

My Commission expires: _____

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ _____

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.)

CONSTRUCTION MANAGER:

By: _____

Date: _____

ARCHITECT:

By: _____

Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

1. ORIGINAL CONTRACT SUM \$ 242,819.20
2. Net change by Change Orders \$ 7,121.37
3. CONTRACT SUM TO DATE (Line 1 + 2) \$ 249,940.57
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703) \$ _____
5. RETAINAGE:
 - a. _____ % of Completed Work \$ _____
(Column D + E on G703)
 - b. _____ % of Stored Material \$ _____
(Column F on G703)Total Retainage (Lines 5a + 5b or Total in Column I of G703) \$ _____
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total) \$ _____
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate) \$ 31,879.46
8. CURRENT PAYMENT DUE \$ 39,061.12
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6) \$ _____

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner		
Total approved this Month	7,121.37	
TOTALS	7,121.37	
NET CHANGES by Change Order		

CONTINUATION SHEET

AIA DOCUMENT G703

PAGE OF PAGES

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO:

APPLICATION DATE:

PERIOD TO:

ARCHITECT'S PROJECT NO: 19030

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD		TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G ÷ C)		
1	Upgrade From dial thermostat to digital	\$1571.01							
2	Elevator sized changed From 150A (bid) to 250A actual	\$4,17.01							
3	Temp power to run Elevator - could not do permanent power because back fill was not completed	\$1,402.88							
4	Final payment								
GRAND TOTALS									

Users may obtain validation of this document by requesting of the license a completed AIA Document D401 - Certification of Document's Authenticity

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/CMa

CONSTRUCTION MANAGER-ADVISER EDITION

PAGE ONE OF PAGES

TO OWNER:

The Lofts LLC
1405 1st Ave N
Fargo, ND 58102

PROJECT:

Watertown Mixed Use
10 North Broadway Street
Watertown, South Dakota

APPLICATION NO: _____

Distribution to:

☐ OWNER
☐ CONSTRUCTION
MANAGER
☐ ARCHITECT
☐ CONTRACTOR

PERIOD TO: _____

PROJECT NO: 19030

CONTRACT DATE: 11/25/2019

FROM CONTRACTOR:

VIA CONSTRUCTION MANAGER:

Heilman Homes, Inc.

VIA ARCHITECT:

Mutchler Bartram Architects, P.C.

BID PACKAGE NO.

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.
Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM \$ 242,819.20
2. Net change by Change Orders \$ 0
3. CONTRACT SUM TO DATE (Line 1 ± 2) \$ 242,819.20
4. TOTAL COMPLETED & STORED TO DATE
(Column G on G703) \$ _____
5. RETAINAGE:
 - a. % of Completed Work \$ _____
(Column D + E on G703)
 - b. % of Stored Material \$ _____
(Column F on G703)Total Retainage (Lines 5a + 5b or
Total in Column I of G703) \$ _____
6. TOTAL EARNED LESS RETAINAGE
(Line 4 less Line 5 Total) \$ _____
7. LESS PREVIOUS CERTIFICATES FOR
PAYMENT (Line 6 from prior Certificate) \$ 90,939.74
8. CURRENT PAYMENT DUE \$ 60,000
9. BALANCE TO FINISH, INCLUDING RETAINAGE \$ 30,939.74
(Line 3 less Line 6) 31,879.46

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Kloos Electric

By: [Signature] Date: 7-23-20

State of: _____ County of: _____
Subscribed and sworn to before me this _____ day of _____
Notary Public:
My Commission expires: _____

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ _____

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.)

CONSTRUCTION MANAGER:

By: _____ Date: _____

ARCHITECT:

By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner		
Total approved this Month		
TOTALS		
NET CHANGES by Change Order		

CONTINUATION SHEET

AIA DOCUMENT G703

PAGE OF PAGES

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO:

APPLICATION DATE:

PERIOD TO:

ARCHITECT'S PROJECT NO: 19030

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD		TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G ÷ C)		
	materials labor	25,000 35,000							
	GRAND TOTALS	60,000							

RRSB-Kloos Electric SD Subpoena 0660

Users may obtain validation of this document by requesting of the license a completed AIA Document D401 - Certification of Document's Authenticity

APPLICATION AND CERTIFICATE FOR PAYMENT

CONSTRUCTION MANAGER-ADVISER EDITION

AIA DOCUMENT G702/CMa

PAGE ONE OF PAGES

TO OWNER:

The Lofts LLC
1405 1st Ave N
Fargo, ND 58102

PROJECT:

Watertown Mixed Use
10 North Broadway Street
Watertown, South Dakota

APPLICATION NO: _____

Distribution to:

☐ OWNER
☐ CONSTRUCTION
MANAGER
☐ ARCHITECT
☐ CONTRACTOR

PERIOD TO: _____

PROJECT NO: 19030

CONTRACT DATE: 11/25/2019

FROM CONTRACTOR:

VIA CONSTRUCTION MANAGER:

Heilman Homes, Inc.

BID PACKAGE NO.

VIA ARCHITECT:

Mutchler Bartram Architects, P.C.

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.
Continuation Sheet, AIA Document G703, is attached.

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:

By: Kloos Electric Date: 6-23-20

State of:

County of:

Subscribed and sworn to before me this

day of

Notary Public:

My Commission expires:

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED

\$ _____

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.)

CONSTRUCTION MANAGER:

By: _____ Date: _____

ARCHITECT:

By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

1. ORIGINAL CONTRACT SUM	\$ 242,819.20
2. Net change by Change Orders	\$ 0
3. CONTRACT SUM TO DATE (Line 1 + 2)	\$ 242,819.20
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)	\$
5. RETAINAGE:	
a. % of Completed Work	\$
(Column D + E on G703)	
b. % of Stored Material	\$
(Column F on G703)	
Total Retainage (Lines 5a + 5b or Total in Column I of G703)	\$
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total)	\$
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	\$ 120,939.74
8. CURRENT PAYMENT DUE	\$ 30,000
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	\$ 90,939.74

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner		
Total approved this Month		
TOTALS		
NET CHANGES by Change Order		

CONTINUATION SHEET

ALA DOCUMENT G703

PAGE OF PAGES

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO:

APPLICATION DATE:

PERIOD TO:

ARCHITECT'S PROJECT NO: 19030

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD		TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G ÷ C)		
	Payroll	10,000			20,000				
	GRAND TOTALS								

RRSB-Kloos Electric SD Subpo

Users may obtain validation of this document by requesting of the license a completed AIA Document D404 - Certificate of Insurance

Users may obtain validation of this document by requesting of the license a completed AIA Document D401 - Certification of Document's Authenticity

RRSB-Kloos Electric SD Subpoena 0662

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/CMA

CONSTRUCTION MANAGER-ADVISER EDITION

PAGE ONE OF PAGES

TO OWNER:

The Lofts LLC
1405 1st Ave N
Fargo, ND 58102

PROJECT:

Watertown Mixed Use
10 North Broadway Street
Watertown, South Dakota

APPLICATION NO: _____

Distribution to:

☐ OWNER
☐ CONSTRUCTION
MANAGER
☐ ARCHITECT
☐ CONTRACTOR

PERIOD TO: _____

PROJECT NO: 19030

CONTRACT DATE: 11/25/2019

FROM CONTRACTOR:

VIA CONSTRUCTION MANAGER:

Heilman Homes, Inc.

VIA ARCHITECT:

Mutchler Bartram Architects, P.C.

BID PACKAGE NO.

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Kloas Electric

By:  Date: 5-22-20

State of: _____
Subscribed and sworn to before me this _____ day of _____
Notary Public:
My Commission expires: _____

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ _____

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.)

CONSTRUCTION MANAGER:

By: _____ Date: _____

ARCHITECT:

By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

1. ORIGINAL CONTRACT SUM \$ 242,819.20
2. Net change by Change Orders \$ 8
3. CONTRACT SUM TO DATE (Line 1 + 2) \$ 242,819.20
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703) \$ _____
5. RETAINAGE:
 - a. % of Completed Work \$ _____
(Column D + E on G703)
 - b. % of Stored Material \$ _____
(Column F on G703)Total Retainage (Lines 5a + 5b or Total in Column I of G703) \$ _____
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total) \$ _____
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate) \$ 100,939.74
8. CURRENT PAYMENT DUE \$ 20,000
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6) \$ 121,879.46

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner		
Total approved this Month		
TOTALS		
NET CHANGES by Change Order		

CONTINUATION SHEET

AIA DOCUMENT G703

PAGE OF PAGES

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO:

APPLICATION DATE:

PERIOD TO:

ARCHITECT'S PROJECT NO: 19030

A	B	C	D	E	F	G		H	I
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK COMPLETED		MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D+E+F)	%(G ÷ C)	BALANCE TO FINISH (C - G)	RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD					
	materials + pay roll	\$20,000							
	GRAND TOTALS								

Users may obtain validation of this document by requesting of the license a completed AIA Document D401 - Certification of Document's Authenticity

RRSB-Kloos Electric SD Subpoena 0664

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/CMa

CONSTRUCTION MANAGER-ADVISER EDITION

PAGE ONE OF PAGES

TO OWNER:

The Lofts LLC

1405 1st Ave N

Fargo, ND 58102

FROM CONTRACTOR:

PROJECT:

Watertown Mixed Use

10 North Broadway Street

Watertown, South Dakota

APPLICATION NO: _____

Distribution to:

☐ OWNER

☐ CONSTRUCTION

MANAGER

☐ ARCHITECT

☐ CONTRACTOR

PERIOD TO: _____

PROJECT NO: 19030

CONTRACT DATE: 11/25/2019

BID PACKAGE NO.

VIA CONSTRUCTION MANAGER:

VIA ARCHITECT:

Heilman Homes, Inc.

Mutchler Bartram Architects, P.C.

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Kloos Electric

By:  Date: 4-27-20

State of:

County of:

Subscribed and sworn to before me this

day of

Notary Public:

My Commission expires:

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED

\$ _____

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.)

CONSTRUCTION MANAGER:

By: _____ Date: _____

ARCHITECT:

By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

1. ORIGINAL CONTRACT SUM	\$ 242,819.70
2. Net change by Change Orders	\$ 0
3. CONTRACT SUM TO DATE (Line 1 ± 2)	\$ 242,819.70
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)	\$ _____
5. RETAINAGE:	
a. % of Completed Work	\$ _____
(Column D + E on G703)	
b. % of Stored Material	\$ _____
(Column F on G703)	
Total Retainage (Lines 5a + 5b or Total in Column I of G703)	\$ _____
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total)	\$ _____
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	\$ 80,939.74
8. CURRENT PAYMENT DUE	\$ 20,000
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	\$ 191,530.13

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner		
Total approved this Month		
TOTALS		
NET CHANGES by Change Order		

CONTINUATION SHEET

AIA DOCUMENT G703

PAGE OF PAGES

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO:

APPLICATION DATE:

PERIOD TO:

ARCHITECT'S PROJECT NO: 19030

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD		TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G ÷ C)		
1	Materials Stored	\$20,000							
GRAND TOTALS									

Users may obtain validation of this document by requesting of the license a completed AIA Document D401 - Certification of Document's Authenticity

RRSB-Kloos Electric SD 0666

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/CMA

CONSTRUCTION MANAGER-ADVISER EDITION

PAGE ONE OF PAGES

TO OWNER:

The Lofts LLC
1405 1st Ave N
Fargo, ND 58102

PROJECT:

Watertown Mixed Use
10 North Broadway Street
Watertown, South Dakota

APPLICATION NO: _____

Distribution to:

☐ OWNER
☐ CONSTRUCTION
MANAGER
☐ ARCHITECT
☐ CONTRACTOR

PERIOD TO: _____

PROJECT NO: 19030

CONTRACT DATE: 11/25/2019

FROM CONTRACTOR:

VIA CONSTRUCTION MANAGER:

Heilman Homes, Inc.

VIA ARCHITECT:

Mutchler Bartram Architects, P.C.

BID PACKAGE NO.

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Kloos Electric

By: [Signature] Date: 4-15-20

State of: _____ County of: _____
Subscribed and sworn to before me this _____ day of _____
Notary Public: _____
My Commission expires: _____

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ _____

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.)

CONSTRUCTION MANAGER:

By: _____ Date: _____

ARCHITECT:

By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

1. ORIGINAL CONTRACT SUM	\$ 242,819.20
2. Net change by Change Orders	\$ 0
3. CONTRACT SUM TO DATE (Line 1 + 2)	\$ 242,819.20
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)	\$ _____
5. RETAINAGE:	
a. % of Completed Work (Column D + E on G703)	\$ _____
b. % of Stored Material (Column F on G703)	\$ _____
Total Retainage (Lines 5a + 5b or Total in Column I of G703)	\$ _____
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total)	\$ _____
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	\$ 40,469.87
8. CURRENT PAYMENT DUE	\$ 40,469.87
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	\$ 161,530.13

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner		
Total approved this Month		
TOTALS		
NET CHANGES by Change Order		

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/CMa

CONSTRUCTION MANAGER-ADVISER EDITION

PAGE ONE OF PAGES

TO OWNER:

The Lofts LLC

1405 1st Ave N

Fargo, ND 58102

FROM CONTRACTOR:

PROJECT:

Watertown Mixed Use

10 North Broadway Street

Watertown, South Dakota

APPLICATION NO: 1

PERIOD TO: _____

PROJECT NO: 19030

CONTRACT DATE: 11/25/2019

Distribution to:

☐ OWNER
☐ CONSTRUCTION
MANAGER
☐ ARCHITECT
☐ CONTRACTOR

BID PACKAGE NO.

VIA CONSTRUCTION MANAGER:

VIA ARCHITECT:

Heilman Homes, Inc.

Mutchler Bartram Architects, P.C.

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Kbos Electric

By: [Signature] Date: 3-17-20

State of:

Subscribed and sworn to before me this

Notary Public:

My Commission expires:

County of: _____
day of

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED

\$ _____

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.)

CONSTRUCTION MANAGER:

By: _____ Date: _____

ARCHITECT:

By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

1. ORIGINAL CONTRACT SUM
2. Net change by Change Orders
3. CONTRACT SUM TO DATE (Line 1 + 2)
4. TOTAL COMPLETED & STORED TO DATE
(Column G on G703)
5. RETAINAGE:
 - a. _____ % of Completed Work
(Column D + E on G703)
 - b. _____ % of Stored Material
(Column F on G703)Total Retainage (Lines 5a + 5b or
Total in Column I of G703)
6. TOTAL EARNED LESS RETAINAGE
(Line 4 less Line 5 Total)
7. LESS PREVIOUS CERTIFICATES FOR
PAYMENT (Line 6 from prior Certificate)
8. CURRENT PAYMENT DUE
9. BALANCE TO FINISH, INCLUDING RETAINAGE
(Line 3 less Line 6)

\$ 242,819.20
\$ 0
\$ 242,819.20
\$ 0
\$ _____
\$ _____
\$ _____
\$ 40,469.87
\$ 202,349.33

CHANGE ORDER SUMMARY		ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner			
Total approved this Month			
TOTALS			
NET CHANGES by Change Order			

CONTINUATION SHEET

AIA DOCUMENT G703

PAGE OF PAGES

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO:
APPLICATION DATE: 3-17-20
PERIOD TO: 3-31-20
ARCHITECT'S PROJECT NO: 19030

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD		TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G ÷ C)		
1	Down Payment	40,469.87	0	0	0		0	202,349.33	0
GRAND TOTALS		40,469.87	0	0	0	0	0	202,349.33	0

Users may obtain validation of this document by requesting of the license a completed AIA Document D401 - Certification of Document's Authenticity

PAYMENT APPLICATION

TO: The Lofts LLC
1405 1st Ave N.
Fargo, ND 58102

PROJECT: Watertown Mixed Use
10 N. Broadway
Watertown, SD 57201

Application # 1
Period Start
Period End
Application Date 12/13/2020
Subcontract #
Date of Contract

Distribution To:
☒ Owner
☐ Accounting
☐ Architect
☐ Owner's Rep.

FROM: Kloos Electric
311 27th St. NW
Watertown, SD 57201

VIA CONTRUCTION MANAGER: Prevail, LLC
VIA ARCHITECT:

FOR:

CONTRACTORS SUMMARY OF WORK

Application is made for payment as shown below.
Continuation Page is Attached

1 CONTRACT AMOUNT	\$ 242,819.20
2 SUM OF ALL CHANGE ORDERS	\$5,000.00
3 CURRENT CONTRACT AMOUNT (Line 1 + Line 2)	\$247,819.20
4 TOTAL COMPLETED AND STORED (Column G on Continuation Page)	\$ 247,819.20
5 RETAINAGE:	
a. 5% of completed work (Columns D+E on Continuation Page)	\$ -
b. 10% of Material Stored (Column F on Continuation Page)	\$ -
Total Retainage (Line 5a + 5b or column I on Continuation Page)	\$0.00
6 TOTAL COMPLETED AND STORED LESS RETAINAGE (Line 4 Minus Line 5 Total)	\$247,819.20
7 LESS PREVIOUS PAYMENT APPLICATIONS (Line 6 from Prior Application)	\$ 237,819.20
8 PAYMENT DUE	\$10,000.00
9 BALANCE TO COMPLETION (Line 3 Minus Line 6)	\$0.00

SUMMARY OF CHANGE ORDER	Additions	Deductions
Total changes approved in previous months	\$5,000.00	
Total changes approved this month		
TOTALS	\$5,000.00	\$0.00
NET CHANGES	\$5,000.00	

Contractor's signature below is his assurance to Owner, concerning the payment herein applied for, that: (1) the Work has been performed as required in the Contract Documents, (2) all sums previously paid to Contractor under the Contract have been used to pay Contractor's cost for labor, materials and other obligations under the Contract for Work previously paid for, and (3) Contractor is legally entitled to this payment.

CONTRACTOR: Kloos Electric

By:



Date: 12-13-20

Certification ☐ Required ☐ Not Required

The construction Manager and Architect's signatures below are their assurance to Owner, concerning the payment herein applied for, that: 1. They have inspected the Work represented by this Application, 2. Such work has been completed to the extent indicated in this application, 3. this Application for Payment accurately states the amount of Work completed and payment due therefor, and 4. Construction Manager and Architect know of no reason why payment should not be made.

Certified Amount

Date:

(If the certified amount is different from the payment due, you should attach an explanation. Initial all figures that are changed to match the certified amount.)

GENERAL CONTRACTOR:

By:

Date:

ARCHITECT:

By:

Date:

Neither this Application nor payment applied for herein is assignable or negotiable. Payment shall be made only to Contractor, and is without prejudice to any rights of Owner or Contractor under the Contract Documents or otherwise.

KLOOS ELECTRIC LLC.

311 27th St. NW
Watertown, SD 57201
klooselectric@outlook.com

Estimate: Jesse Craig

The Loft

Date: 11/15/2019

Wire new mixed use building, with underground parking, 1st floor retail, and 39 appartments.

- 1 1600A 120V-208V three pahse service
 - 1 Elevator with 150A three phase service disconnect with shunt trip
 - 1 1-400A three phase house meter
 - 39 100A apartment panels for apartments
 - 4 200A three phase tenant meters
 - 1 Electrical State wiring certificate
 - 1 Camera system with a 16 channel NVR, 6 bullet cameras, and 10 dome cameras.
 - 1 Fire alarm system per ABC and wiring certificate.
 - 1 Entry system with 5 door stations, locks and codes.
- Parking garage to include, 32 LED light fixtures, 2 gas funace hook ups, 1 OH door wiring.
Retail area to have 8 temp LED light fixtures, temp outlets, exterior LED wallpack.
Apartments will include LED lights, baseboard heat, wall AC unit, stove, microwave, washer, and dryer.

Total: \$ 242,819.20

See additional pages of agreement for additional terms and conditions.

Customer Acknowledges that he/she has read this agreement and its entirety and understands the terms and conditions.

This is your authorizations to complete the work as outlined above.

Acceptance signed by: Jesse Craig Date: 11-16-19
Printed Name: Jesse Craig

When both parties sign this proposal, this instrument constitutes as a legal and binding contract between parties.

Please note that all estimates are good for a period of 60 days. RRSB-Kloos Electric SD Subpoena 0746
accessed and may be altered. Any alterations to this estimate will be subject to change of the original estimate.



KLOOS ELECTRIC LLC.

311 27th St. NW
Watertown, SD 57201
klooselectric@outlook.com

Estimate: Jesse Craig

The Loft

Date: 11/15/2019

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Printed Name: _____

When both parties sign this proposal, this instrument constitutes as a legal and binding contract between parties.

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RRSB-Kloos Electric SD Subpoena 0680



KLOOS ELECTRIC

311 27th St. NW
Watertown, SD 57201
klooselectric@outlook.com

Invoice: The Loft

Date: 8/24/2020

Elevator extra cost.

Original bid amount. \$ 2,351.47

Actual:

Material upsize. \$ 3,707.70

Labor \$ 2,100.00

Total: \$ 5,807.70

Total extra cost: \$ 3,456.23

MU%

Total: \$ 4,147.48

Material upsize includes sizing up wire and conduit to elevator disconnect.

Kloos Electric LLC

311 27th St. NW
Watertown, SD 57201-2416 US
+16058815859
klooselectric@outlook.com



INVOICE

BILL TO
Dale Heilman
Heilman Homes
507 11th St. SE Suite 2
Watertown, SD 57201

INVOICE 1447
DATE 05/14/2020
TERMS Net 15
DUE DATE 05/29/2020

DATE	ACTIVITY	QTY	RATE	AMOUNT
	Materials The Loft estimate per estimate on 11/5/19			242,819.20
		PAYMENT		242,819.20
		BALANCE DUE		\$0.00 PAID

All invoices are due within 15 days, after that a two percent interest rate will be applied. After 30 days another ten percent will be added.

Kloos Electric LLC

311 27th St. NW
Watertown, SD 57201-2416 US
(605) 881-5859
klooselectric@outlook.com



INVOICE

BILL TO
Dale Heilman
Heilman Homes
507 11th St. SE Suite 2
Watertown, SD 57201

INVOICE 1447
DATE 05/14/2020
TERMS Net 15
DUE DATE 05/29/2020

DESCRIPTION	QTY	RATE	AMOUNT
Materials			242,819.20
PAYMENT			60,469.87
BALANCE DUE			\$182,349.33

FIRST DAKOTA TITLE - WATERTOWN • GREAT WESTERN BANK • ESCROW ACCOUNT • 168 NORTH BROADWAY • WATERTOWN, SD 57201

21331
21331

DATE: 5/7/2020
BUYER: The Lofts, LLC
PROPERTY ADDRESS: 1 tbd, Watertown, SD 57201
PAYEE: Kloos Electric
5/7/2020: Disbursement to Kloos Electric

FILE: SD19269171

CHECK AMOUNT: \$60,469.87
SETTLEMENT DATE:

\$60,469.87

Kloos Electric LLC

Type		Status	Delivery Method	Date	Customer
Money received		All statuses		All	All
Date	Type	No.	From / To	Memo	Amount Status
12/31/20	Payment	37246	Dale Heilman:The Loft		\$10,000.00 Closed
9/14/20	Payment	36643	Dale Heilman:The Loft		\$25,000.00 Closed
8/6/20	Payment	25136	Dale Heilman:The Loft		\$60,000.00 Closed
7/28/20	Payment	36475	Dale Heilman:The Loft		\$20,000.00 Closed
7/9/20	Payment	23677	Dale Heilman:The Loft		\$30,000.00 Closed
5/7/20	Payment	21331	Dale Heilman:The Loft		\$60,469.87 Closed

1-6 of 6

Left payments.

project total	242,819.20
payments made total	210,939.74
change orders	- 7121 .37
remainder.	<hr/> 39,001.2